

BEFORE THE OFFICE OF CAMPAIGN FINANCE  
DISTRICT OF COLUMBIA BOARD OF ELECTIONS AND ETHICS  
FRANK D. REEVES MUNICIPAL BUILDING  
2000-14<sup>th</sup> STREET, N.W., SUITE 420  
WASHINGTON, D.C. 20009  
(202) 671-0550

|                            |   |                       |
|----------------------------|---|-----------------------|
| IN THE MATTER OF           | ) | DATE: August 23, 2004 |
|                            | ) |                       |
| Michael J. Cobb            | ) | DOCKET NO.: 03F-158   |
| Chair                      | ) |                       |
| Board of Accountancy       | ) |                       |
| 7816 Morningside Drive, NW | ) |                       |
| Washington, DC 20012       | ) |                       |

**ORDER**

This matter came before the Office of Campaign Finance (OCF) based upon OCF's follow-up on the ineffective service of the Order of the Director issued on October 31, 2003. On October 31, 2003, the Director entered an Order in this matter which imposed a fine of \$250.00 for failure to timely file a Financial Disclosure Statement on or before June 19, 2003 for calendar year 2002. On August 11, 2004, OCF filed the following Motion.

**Summary of Evidence**

OCF states that during a conference call with the respondent on August 9, 2004, the respondent stated that he filed an original Financial Disclosure Statement (FDS) with OCF on or before June 19, 2003. Respondent further stated that the FDS of record dated July 11, 2003, was a copy provided to OCF as a result of information that OCF had not received his original FDS. OCF confirmed with Michael Simpson, Public Affairs Manager, that he recollects receipt of the required report, but was unable to locate it among OCF records.

**Findings of Fact**

Having reviewed the respondent's motion and the record herein, I find that:

1. Respondent timely filed the required Financial Disclosure Statement for calendar year 2002 on or around June 19, 2003.

2. Respondent is currently in compliance with the statute.

**Conclusions of Law**

1. Pursuant to the Order In the Matter of: Michael J. Cobb, a fine of \$250.00 was imposed upon respondent herein.
2. In accordance with 3 D.C.M.R. §3711.5 (1999), respondent appealed this matter.
3. Respondent did not violate D.C. Official Code §1-1106.02.
4. For good cause shown pursuant to 3DCMR §3711.6, the Director of Campaign Finance (Director) may modify, rescind, dismiss or suspend any fine.

**Recommendation**

In view of the foregoing and information included in the record, I hereby recommend that the Director dismiss this matter.

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**Date**

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**Jean Scott Diggs**  
**Hearing Officer**

**Concurrence**

In view of the foregoing, I hereby concur with the Recommendation.

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**Date**

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**Kathy S. Williams**  
**General Counsel**

**ORDER OF THE DIRECTOR**

**IT IS ORDERED** that this matter be hereby dismissed.

\_\_\_\_\_  
**Date**

\_\_\_\_\_  
**Cecily E. Collier-Montgomery**  
**Director**

**SERVICE OF ORDER**

This is to certify that I have served a true copy of the foregoing Order.

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**NOTICE**

Pursuant to 3DCMR §3711.5 (1999), any fine imposed by the Director shall become effective on the 16<sup>th</sup> day following the issuance of a decision and order, if the respondent does not request an appeal of this matter. If applicable, within 10 days of the effective date of this order, please make a check or money order payable to the D.C. Treasurer, c/o Office of Campaign Finance, Suite 420, 2000-14<sup>th</sup> Street, N.W., Washington, D.C. 20009.